

Name: _____

JUROR # _____

JUROR QUESTIONNAIRE**TO THE PROSPECTIVE JUROR:**

You have been summoned by this Court for jury service in a criminal case entitled *United States v. Ramesh “Sunny” Balwani*. In this case, the defendant, Ramesh “Sunny” Balwani, is charged with wire fraud and conspiracy to commit wire fraud. The indictment alleges that Mr. Balwani was the Chief Operating Officer (“COO”) and President of Theranos, Inc., which was in the blood testing business. The indictment alleges that the defendant and Elizabeth Holmes, Theranos’ Chief Executive Officer (“CEO”), knowingly and intentionally devised a scheme or plan to defraud investors in Theranos and paying customers of Theranos. The charges are only allegations and not evidence. The defendant has entered a plea of not guilty to all of the charges in the case and is presumed to be innocent. It will be the responsibility of the government, through the trial, to prove those charges beyond a reasonable doubt.

As part of the jury selection process, each of you must complete this juror questionnaire. The questions on this form assist the Court and the attorneys in the jury selection process for this trial. This questionnaire is designed to obtain information about your background as it relates to your service as an unbiased, fair, and impartial juror in this case.

Unless the question states otherwise, the fact that a particular question is asked does not imply that the subject matter of the question is an issue in this case. As you read the questions, you are not to draw any inferences about the issues that must be decided in this case. The questions are not meant to invade your privacy but to help select a fair and impartial jury for this case.

If there is any reason why you might not be able to give both sides a fair trial in this case, it is important to say so. Please answer each question as fully as you can. Your complete honesty is essential. Do not leave any questions blank. If a question does not apply to you in any way, write “N/A” (for “not applicable”), rather than leaving the form blank. If you do not understand the question, please write that in the space for the answer. If you feel the answer is too personal, please say so in the space provided. You will have the opportunity to discuss your answer privately. If you do not understand a question, need more space for your response, or wish to make further comments about any question, please use the extra sheets attached at the end of the questionnaire. If you use the explanation sheets, please make sure to indicate which numbered question you are answering.

The only purpose of this questionnaire is to determine whether, if selected as a juror, you could fairly and impartially decide this case based solely on the evidence presented at trial and the instructions about the applicable law that will be given by the Court. The Court and the lawyers know that every person has beliefs and biases concerning many things. You should answer with your true feelings, whatever they may be. Do not assume that any of your answers will qualify you or disqualify you from serving on this jury.

You are instructed not to discuss this case or questionnaire with anyone, including your family or fellow jurors. It is also important that you do not engage in any research such as searching for stories or reports on the internet or social media about this case or anyone or anything to do with it. You must not read or listen to any media accounts whether in a newspaper, on the internet, on television, or on the radio. Do not discuss or post anything about this case on any electronic or social media, including Facebook, You Tube, Twitter, Reddit, Instagram, LinkedIn, Snapchat, TikTok, email, text message, any blog, website or chat forum or any other media of any kind. You must not let anyone, including friends and family, court personnel, parties or persons involved in the case talk to you about your views or any aspect of this case until the court has so instructed you to do so.

Upon completion, please sign your name on the last page where indicated. You are expected to sign your questionnaire, and your answers will be given the same effect as a statement given to the Court under oath.

Dated: _____

Hon. Edward J. Davila
United States District Judge

PRELIMINARY MATTERS

1. The trial in this case may last approximately thirteen (13) weeks, or even longer. The jury will generally sit three (3) days per week (Tuesdays, Wednesdays, and Fridays), potentially from 9:00am to 3:00pm, during that time. Jury service is one of the highest duties and privileges of a citizen of the United States. Mere inconvenience or the usual financial hardship of jury service will be insufficient to excuse a prospective juror. Do you wish to apply to the Court to be excused on the ground that jury service would be a serious hardship?

____ Yes ____ No If Yes, please explain the hardship: _____

2. Do you have any condition or issue that would affect your ability to serve as a juror, including difficulty hearing, seeing, reading, or concentrating?

____ Yes ____ No

If you feel you could serve with accommodations, please indicate the accommodations:

3. Have you been vaccinated against COVID-19 or are you scheduled to be vaccinated?

____ Yes ____ No

4. Have you already contracted COVID-19? ____ Yes ____ No

If Yes, are you fully recovered (no symptoms) and have you received a negative test result since recovering? ____ Yes ____ No

5. If called to serve as a juror, how concerned are you about getting sick with COVID-19?

6. If called to serve as a juror, how comfortable are you being in a large courtroom with 20-30 people?

7. Is there any reason relating to the COVID-19 pandemic that would make jury service an undue hardship for you or anyone in your household?

____ Yes ____ No If Yes, please explain: _____

8. Is there anything else going on in your life or work that would prevent you from giving this case your full attention for the duration of trial?

____ Yes ____ No If Yes, please explain: _____

9. Will your employer continue to pay your salary if you are selected to serve on this jury?

____ Yes ____ No ____ Not Sure ____ I do not have an employer

10. Do you have any difficulty reading or understanding English?

____ Yes ____ No

BACKGROUND

11. NAME: _____ Dr. Mr. Mrs. Ms. Miss Age: _____

12. Residence: County: _____ City/Town: _____ Neighborhood: _____
[Do not list your street address]

How long have you lived at that location? _____

Your place of birth: _____

Do you own or rent your home? (Circle) Rent _____ Own _____ Other _____

What other communities have you lived in during the last ten years? _____

13. If called to serve as a juror, how will you commute to the courthouse? _____

14. What is your marital status? (Please Circle)

Single Married Separated Divorced Widowed Live with a partner

15. What is your current job status?

_____ Working full-time _____ Unemployed

_____ Working part-time _____ Homemaker

_____ Retired _____ Disabled

_____ Full-time student, please indicate areas of study _____

_____ Other, please describe _____

16. Occupation: [PLEASE NOTE: If you are currently not employed, retired, disabled or a homemaker, please describe your most recent prior employment]

a. What is your occupation (or what was it, if not currently employed)?

b. By whom are (were) you employed? _____

c. How long have (did) you worked there? _____

d. Please describe the nature/duties of your job. _____

e. Do (Did) you supervise other people? What are/were your supervisory responsibilities?

_____ Yes _____ No If so, how many? _____

Responsibilities: _____

17. During your working life have you changed careers or occupations and, if so, please describe?

18. Have you ever had a job which was considered management? ____ Yes ____ No ____

If Yes, describe that position with specifics of your role and how many people you managed?

19. What is the highest level of education you completed? _____

20. Please describe your educational background:

School Name

Major areas of study

Degrees received

21. Have you taken any courses or had training in law, legal procedure, or administration of justice?

____ Yes ____ No If Yes, please explain: _____

22. Please complete the following questions regarding your **present spouse/partner**. If you are widowed, divorced, or separated, please answer regarding your **former spouse/partner**.

Current employment status:

____ Working full-time

____ Unemployed

____ Working part-time

____ Homemaker

____ Retired

____ Full-time student

____ Disabled

a. What is his/her occupation (or what was it, if retired or unemployed or disabled)?

b. By whom is (was) s/he employed? _____

How long has (did) s/he worked there? _____

c. Please describe the nature of his/her job, was it management or supervisory? _____

d. What other types of jobs has s/he had in the past? _____

23. What is the highest level of education s/he completed? _____

Please describe her/his educational background, including vocational school(s) and/or college(s) attended:

School Name

Major areas of study

Degrees received

24. What are/were your parents' and/or stepparents' occupations? (If retired or deceased, what was their employment?)

Mother: _____ Father: _____

Stepmother: _____ Stepfather: _____

25. If you have children, please state:

Sex

Age

Education

Occupation or Year in school

26. If other adults live in your home in addition to those you already described above, please state:

Relationship Sex Age Education Occupation

27. Have you or anyone close to you received any training, experience, or specialized knowledge or worked in any of the following? Please check the box that applies and provide an explanation below:

Sector	Yes, Me	Yes, Family Member	Yes, Someone Close to Me	No
Finance				
Investing; Private Equity; Startups; Venture Capital				
Health Insurance				
Healthcare; Health Services				
Blood Testing				
Pharmacology; Pharmacy; Pharmaceuticals				

If you indicated Yes with a check mark to any of the above, please provide detail: _____

28. Have you or anyone close to you ever served in the military (including Reserves, National Guard or ROTC)?

____ Yes ____ No

If Yes, please list the branch, years of service, rank attained, type of discharge, and whether you, your family member, or person close to you served in a military police unit, court martial, and/or were in combat: _____

29. What are you and your spouse's/partner's hobbies, major interests, recreational pastimes, and spare time activities?

Continue on the next page.

LIFE EXPERIENCE

30. Have you or anyone close to you (as far as you are aware) had any of the following experiences?

Please check the box that applies and then provide an explanation below.

Experience	Yes, Me	Yes, Family Member	Yes, Someone Close to Me	No
Worked in any field that involves blood tests, doctor's tests or other medical care				
Had any work experience with pharmacies (ex. Walgreens; CVS; Safeway; etc.)				
Received any form of medical treatment, vaccine, test or diagnosis in a pharmacy and/or grocery store				
Been involved in a dispute about misdiagnosis, payment for medical treatment, or quality of treatment, including a malpractice dispute				

If you answered Yes to any of the questions above, please provide detail: _____

31. a. Have you or anyone close to you ever been employed by, had training in, or have been affiliated with any law enforcement or other state or federal government agency (including police, sheriff, corrections, parole or probation, FBI, Immigration, IRS, Securities and Exchange Commission (SEC), Food and Drug Administration (FDA), Department of Health and Human Services (HHS),

Centers for Medicare & Medicaid Services (CMS), U.S. Postal Inspection Services, CA Dept. of Public Health, Clinical Laboratory Improvement Amendments (CLIA), or any other state or federal regulatory law enforcement agency)?

____ Yes ____ No If Yes, please identify who, when, and describe the position(s):

b. Have you or anyone close to you ever worked for a court, prosecutor's office, or criminal defense office? This includes a judge, District Attorney's office, United States Attorney's office, State Attorney General, or any private or public criminal defense attorney's office?

____ Yes ____ No If Yes, please explain: _____

32. Have you or anyone close to you ever been the victim of any kind of crime – including domestic violence, burglary, robbery, assault, identity theft, fraud etc. – whether it was reported to law enforcement authorities or not?

____ Yes ____ No If Yes, please explain: _____

33. Have you ever called the police because of a crime or concern about illegal or dangerous activity?

____ Yes ____ No If Yes, please explain: _____

MEDIA

34. What are your main sources of news/current events? Please list those that fall into the categories below. If you need more space for any category or other answer, please use additional lines below.

Newspapers:

Social Media:

Television:

Radio:

Internet:

Conversations:

Other:

35. Have you commented on, “liked,” posted or, tweeted anything on social media about or relating to Elizabeth Holmes, Ramesh “Sunny” Balwani, or Theranos?

____ Yes ____ No If Yes, please explain: _____

36. Do you read, listen to, follow, or subscribe to any of the following individuals on blogs, podcasts, social media, or in any other way? If Yes, please circle the applicable individuals.

John Carreyrou	Roger Parloff	Adam Klasfeld	Ethan Barron
Chuck Barney	Yasmin Khorram	Sara Randazzo	Tom Hals
Matthew Renda	Ken Auletta	Kara Swisher	Eric Topol
Matthew Herper	Rebecca Jarvis	Joel Rosenblatt	

37. Have you read, watched, listened to, or been told of any of the following? Please circle:

Bad Blood by John Carreyrou	HBO's The Inventor
ABC News' The Dropout Podcast	ABC News' The Dropout Documentary
ABC News 20/20 on Theranos	Thicker Than Water by Tyler Shultz
"60 Minutes on Theranos"	
TED Talk: Theranos, Whistleblowing and Speaking Truth to Power by Erica Cheung	

If Yes, please explain: _____

38. Have you read, watched, listened to, or been told of any book, story, magazine article, television program or documentary that touched on or talked about this case? ____ Yes ____ No

If Yes, please explain, include where you saw any such item. Please explain: _____

39. Will anything you described above affect your ability to be fair and impartial to both sides in this case? ____ Yes ____ No Please explain: _____

FAMILIARITY WITH THE CASE

40. Do you know or have you heard about the defendant, Mr. Ramesh “Sunny” Balwani?

____ Yes ____ No If Yes, please explain how you know Mr. Balwani, or what you have heard about him, and the source of anything you know or have heard about him:

41. Do you have familiarity with or have you heard about Theranos, Ms. Elizabeth Holmes, or this case?

____ Yes ____ No If Yes, please explain what you know/have heard and the source:

42. Have you or anyone close to you ever been employed by or applied to work at Theranos?

____ Yes ____ No

If Yes, what were the positions and approximate dates of employment: _____

43. Have you or anyone close to you owned securities or interests or invested in Theranos or used its blood testing services?

____ Yes ____ No If Yes, please explain: _____

44. Have you or anyone close to you had any prior experience with Theranos, Ms. Holmes, or Mr. Balwani?

____ Yes ____ No If Yes, please explain: _____

45. Do you or to your knowledge do your friends or family members have strong opinions or feelings about either Ms. Holmes or Mr. Balwani, that would influence your ability to be a fair and impartial juror in this case?

____ Yes ____ No If Yes, please explain: _____

46. A list is attached to the end of this questionnaire. Please circle the name of any of the listed people that you personally know.

Please explain how you recognize or know the individual(s) whom you have circled:

Continue on the next page.

EXPERIENCE WITH LEGAL SYSTEM

47. Have you previously served as a trial juror or as a grand juror? ____ Yes ____ No

If Yes, please complete for each case on which you served:

	Civil or Criminal	Nature of case (i.e., robbery or personal injury)	When/Where?	Verdict reached? (yes or no)
1				
2				
3				
4				
5				

a. Have you ever served as a jury foreperson? ____ Yes ____ No

b. Is there any reason that your prior jury service would affect your ability to be fair, objective, and impartial to both sides in this trial? ____ Yes ____ No If Yes, please explain:

48. Have you or anyone close to you ever had occasion to contact the United States Attorney's Office or the District Attorney's Office, including the Family Support, Consumer Fraud or Victim/Witness Divisions?

____ Yes ____ No If Yes, please explain: _____

49. Have you or anyone close to you ever had to appear or testify as a plaintiff, defendant, victim, or witness?

____ Yes ____ No If Yes, please explain: _____

50. Have you or anyone close to you ever been arrested? If you wish to speak privately with the court and attorneys please indicate.

____ Yes ____ No If Yes, please explain: _____

51. Have you or anyone close to you ever suffered a substantial monetary loss because of a financial investment, including stocks, real estate, or business?

____ Yes ____ No If Yes, please explain: _____

52. Have you ever reported someone for wrongdoing to your employer or a government agency?

____ Yes ____ No If Yes, please explain: _____

53. Have you or anyone close to you even been accused of fraud or of fraudulently concealing information?

____ Yes ____ No If Yes, please explain: _____

54. Is there anything about your experiences, opinions, or beliefs about race, color, immigration status, national origin, ethnicity, gender, or sexual orientation which would strongly influence your ability to judge the facts of a criminal case or the person accused?

____ Yes ____ No If Yes, please explain: _____

55. Is there anything about your personal beliefs, whether religious, moral, ethical, or philosophical, that would prevent you from serving as a juror in a criminal case?

____ Yes ____ No If Yes, please explain: _____

56. If you are selected as a juror in this case, the court will instruct you on the applicable law and your duties as jurors. Will you be able to follow these instructions even if you disagree with them?

____ Yes ____ No Please explain: _____

57. In our justice system, every defendant is presumed innocent and must be acquitted unless the jury, unanimously and based solely on the evidence presented in court, decides that guilt has been proven beyond a reasonable doubt. Do you believe that simply because a person has been charged with a crime, that person:

Is Guilty ☐

Is Not Guilty ☐

Probably Is Guilty ☐

Don't Know ☐

Please explain: _____

58. In a criminal prosecution the government has the burden of proving guilt beyond a reasonable doubt. The defendant is presumed innocent; and therefore, has no burden to present any evidence. Do you believe that a defendant has an obligation to prove his/her innocence or produce any evidence in order to be found not guilty?

____ Yes ____ No If Yes, please explain: _____

59. Under the law, a defendant need not testify in his or her own defense. If a defendant does not testify, the jury may not consider that fact in any way in reaching a decision as to whether that person is guilty. Do you believe that a defendant must testify in order to be found not guilty?

____ Yes ____ No If Yes, please explain: _____

60. Have you or anyone close to you ever had a positive or negative experience with a law enforcement officer or agency, federal agency, or the federal government which would influence your ability to judge the facts of a criminal case or the person accused?

____ Yes ____ No Please explain: _____

61. During the trial, you may hear testimony from law enforcement officers. The judge will instruct you that the testimony of a witness should be given no more or less weight solely because the witness is a law enforcement officer. Despite that instruction, would you tend to give the testimony of a law enforcement officer any more or less weight than you would to the testimony of a witness who is not a law enforcement officer?

Less weight ☐

Same weight ☐

More weight ☐

Please explain: _____

62. If you are selected to sit as a juror on this case, are you aware of any reason why you could not render a verdict based solely on the evidence presented at trial?

____ Yes ____ No If Yes, please explain: _____

63. As a juror it is important that you do not obtain information about this case outside of the courtroom. The Court will instruct you that: Because you will receive all the evidence and legal instruction you properly may consider to return a verdict: do not read, watch, or listen to any news or media accounts or commentary about the case or anything to do with it, do not do any research, such as consulting dictionaries, searching the Internet or using other reference materials; and do not make any investigation or in any other way try to learn about the case on your own. Do not visit or view any place discussed in this case, and do not use the Internet or any other resource to search for or view any place discussed during the trial. Also, do not do any research about this case, the law, or the people involved—including the parties, the witnesses or the lawyers—until you have been excused as jurors. If you happen to read or hear anything touching on this case in the media, turn away and report it to me as soon as possible. Will you be able to follow this instruction?

____ Yes ____ No Please explain: _____

64. Judge Davila will preside over this trial. His courtroom deputy is Ms. Adriana Kratzmann. His court reporter is Ms. Irene Rodriguez. Do you know Judge Davila or any members of his staff?

____ Yes ____ No If Yes, please explain: _____

65. Is there anything about the subject matter of this case, or the points covered in this questionnaire, or any matter not covered by this questionnaire, which creates a question in your mind as to whether you can be a fair, objective, and impartial juror in this particular case?

____ Yes ____ No If Yes, please explain: _____

66. Is there any matter you wish to discuss privately with the Judge?

____ Yes ____ No If Yes, please explain: _____

67. Is there anything else the attorneys or the Court might want to know about you when considering you as a juror in this case?

68. Did you have any problems reading or understanding this questionnaire?

____ Yes ____ No If Yes, please explain: _____

JUROR OATH

I declare under penalty of perjury that the answers set forth in this Jury Questionnaire are true and correct to the best of my knowledge and belief. I have not discussed the questions or my answers with others. I have not received assistance in completing this questionnaire.

Signature: _____

Print Name: _____

Date: _____

(Please put the question number next to your response. Thank you)

[illegible]

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ATTACHMENT

Please circle the name of any of the listed people that you personally know:

Attorneys

Prosecuting Attorneys:

Jeff Schenk
John C. Bostic
Robert S. Leach
Kelly I. Volkar
Stephanie Hinds
Thomas A. Colthurst
United States Attorney's Office, Northern District of California

Defense Attorneys:

Jeffrey B. Coopersmith
Amy Walsh
Stephen A. Cazares
Aaron P. Brecher
Molly McCafferty
Amanda M. McDowell
Shawn Estrada
Sachi Schuricht
Orrick Herrington & Sutcliffe

Possible Witnesses

Govind Acharya	Sheri Ackert	Robert Amenta
Peter Anderson	Samartha Anekal	Brad Arington
Gerald Asin	Carolyn Balkenhol	Riley Bechtel
Stacey Beck	Matthew Benedetto	Sarah Bennett
Brent Bingham	Jeffrey Blickman	
David Boies	Fabrizio Bonnani	Jessica Bramstedt
Carrie Broadmerkel	Brooke Buchanan	Steven Burd
Tammy Burd	Mark Burnes	Howard Burris
Sarah Cabayan Chow	John Carreyrou	Eric Caddenhead
Xiao-Yan Cai	Mark Campbell	Tim Carroll
Yung Chan	Shekar Chandrasekaran	Sergio Chavez
Nianhang Chen	Erika Cheung	Kevin Chung
Michael Chung	William Clarke	Tim Cooper
Dustin Cook	Toby Cosgrove	John Couvaras
Michael Craig	Constance Cullen	Andrea Cuppoletti
Kingshuk Das	Chris Davies	Sue Desmond-Hellmann
Rick DeVos	Sunil Dhawan	Elizabeth Dickinson
Susan DiGiaimo	Michael Dixon	Jennifer Dooren
Bruce Doll	Matt Downs	Dan Doyle
Maritn Drake	Stanley Druckenmiller	Diana Dupuy
Karen Dyer	Scott Earthy	
Erin Edgar	Daniel Edlin	Joel Ehrenkranz
Alan Eisenman	Kerry Denise Elenatinoba-Johnson	Merhl Ellsworth
JoEllen Embry	Raymond Embry	Susan Evans
Kendra Fadil	Richard Fernandez	Stan Fiorito

Kenneth Fisher
Max Fosque
Peter Fritsch
Zubin Gautam
Rochelle Gibbons
Maureen Glunz
Robert Gordon
William Griffith
Nicholas Haase
Margaret Hamburg
Peyton Hobson
Chris Holmes
Cassie Hughes
Terry Huff
Christopher James
Swapna Joshi
Vivek Khanna
Antti Korhonen
Phillipe Laffont
Erez Levy
Steve Linnerson
Clarissa Lui
James Mattis
Pat Mendenhall
Wade Duvall Miquelon
Michael Mugmon
Eileen Norkin
Justin Offen
Steve O'Neill
Xavier Oustalniol
Roger Parloff
James Patterson
Melissa Pessin
Ian Pilcher
Bruce Pixley
Mona Badani Ramamurthy
Larree Renda
Brian Rodriguez
Kimberly Romanski
Adam Rosendorff
Suraj Saksena
Mario Scussel
David Shoemaker
Gurbir Sidhu
Sharada Sivaraman
Victoria Sung
Adrienne Stewart
Nicole Sundene
Alex Taylor
Erin Tompkins
Scott Weingart
Sekhar Variam
Jarod Wada

William Foege
Gary Frenzel
Surekha Gangadkhedkar
Langley Gee
Richard Gift
Xinwei (Sam) Gong
Brittany Gould
Brian Grossman
Kevin Hagen
George Hamilton
Sally Hojvat
Christian Holmes
Stefan Hritsu
Kevin Hunter
Nimesh Jhaveri
Penny Keller
Thomas Kickler
Richard Kovacevich
Mark Laret
Tina Lin
Craig Lipset
Ashley Marie Mackey
John McChesney
Seth Michelson
Katie Moran
Rupert Murdoch
Anthony Nugent
Noam Ohana
Sean O'Malley
Mark Pandori

Greg Penner
Lisa Peterson

Meredith Potter
Natalie Ravitz
Channing Robertson
Dave Rogers
Jay Rosan
Gary Roughead
David Satchell
Robert Shapiro
Tyler Shultz
Seema Singh
Dee Anna Smith

Serena Stewart
Todd Surdey
David Taylor
Jim Topinka
Aline Tryon

Shane Weber

William Frist

Arnold Gelb
Melissa Givens
Ellie Goldberg
Cass Grandone
Alberto Gutierrez
Craig Hall
Adelaida Hernandez
Mary Hole
Elizabeth Holmes

Jared Hutchings
Craig Josephson
Yousuf Khamisani
Heather King

Eileen Lepera

Christopher Lucas
Stephen Master
Christopher McCollow

Daniel Mosley
Matthew Nathan
Sam Nunn
Patrick O'Neill
Curtis Page
Chinmay Pangarkar

William Perry
Phillippe Poux

Ana Quintana
Jan Reed
Aleksandr Rabodzkey
Michael Romeo
Callie Raquel Rosendin
David Rusnak
George Scavdis
Tim Sheehy
Jeff Shuren
Kyle Sims
Richard Sonnier

Kimberly Summe
Edward Szmuc
Bryan Tolbert
Eric Topol
Jerry Tubergen

Mike Wei

Orville Weyrich
Kate Wolff
Denise Yam (aka So Han Spivey)
Gary Yamamoto
Audra Zachman

Alexander (Xan) White
Mike Yagi

Judith Yost
David Nathan Zalatan

Paige Williams

Daniel Young
Lisa Zuckerman